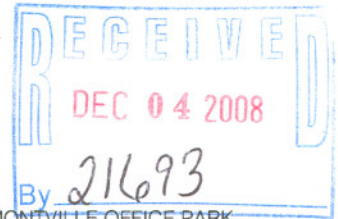




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December 3, 2008

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**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Eileen Swan, Executive Director  
Highlands Water Protection and Planning Council  
100 North Road (Route 513)  
Chester, New Jersey 07930-2322

Re: Township of Rockaway  
Resolution #R08-159 and #R08-160

Dear Ms. Swan:

Enclosed you will find one certified copy each of Resolution #R08-159 (Township of Rockaway's Notice of Intent to Petition the Highlands Council for Plan Conformance) and Resolution #R08-160 (Township of Rockaway Seeking an Extension of the Deadline to Petition for Substantive Certification Pursuant to Executive Order #114 and the Memorandum of Understanding Between the Highlands Council and the Council on Affordable Housing).

If you have any questions, please feel free to contact me.

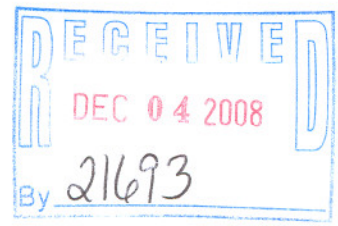
Very truly yours,

THE BUZAK LAW GROUP, LLC

Edward J. Buzak

EJB:FD-S-206 (Rock 2174 & Rock 2001-L)  
Enclosures

cc: Mary C. Cilurso, Township Clerk (w/o encl.)  
Mayor Louis S. Sceusi (w/o encl.)  
Gregory V. Poff, II, Business Administrator (w/o encl.)  
Phyllis Hantman (w/o encl.)  
Joseph Burgis (w/o encl.)



**R08-160**

**RESOLUTION OF THE TOWNSHIP OF ROCKAWAY SEEKING AN  
EXTENSION OF THE DEADLINE TO PETITION FOR SUBSTANTIVE  
CERTIFICATION PURSUANT TO EXECUTIVE ORDER 114 AND THE  
MEMORANDUM OF UNDERSTANDING BETWEEN THE HIGHLANDS  
COUNCIL AND THE COUNCIL ON AFFORDABLE HOUSING**

**WHEREAS**, on September 5, 2008, Governing Corzine signed Executive Order 114 which requires the Council on Affordable Housing (COAH) and the New Jersey Highlands Council (Highlands Council) to enter into a Memorandum of Understanding (MOU) designed to coordinate the regulations of both agencies to maximize affordable housing opportunities while preserving critical environmental resources; and

**WHEREAS**, COAH and the Highlands have entered into such an MOU, adopted by COAH on October 29, 2008 and by the Highlands Council on October 30, 2008; and

**WHEREAS**, conformance with the Highlands Regional Master Plan (Plan Conformance) requires revisions to municipal and county master plans and development regulations as applicable to the development and use of land to align them with the goals, requirements, and provisions of the Highlands Regional Master Plan; and

**WHEREAS**, COAH regulations establish a December 31, 2008 deadline for municipalities currently under the jurisdiction of COAH to submit third round petitions for substantive certification of a municipal housing element and fair share plan; and

**WHEREAS,** the MOU provides for an extension of the December 31, 2008 deadline to December 8, 2009 for any Highlands municipality under COAH's jurisdiction that, no later than December 31, 2008, 1) submits a duly adopted Notice of Intent to Petition in accordance with the Highland's Council's Plan Conformance Guidelines; and 2) submits a duly adopted Resolution notifying COAH of its intent to petition COAH for substantive certification no later than December 8, 2009; and

**WHEREAS,** on December 2, 2008, the Township Council of the Township of Rockaway adopted Resolution #08-159 notifying the Highlands that Rockaway Township shall submit a Petition for Plan Conformance by such date as is directed by the Highlands Council.

**NOW, THEREFORE, BE IT RESOLVED,** that the Township of Rockaway hereby agrees that its deadline for the submission of a Housing Element and Fair Share Plan pursuant to N.J.A.C. 5:96-16 is extended from December 31, 2008 to December 8, 2009; and


**BE IT FURTHER RESOLVED** that the Township Council hereby directs the Township Clerk to transmit a signed and sealed copy of this resolution to COAH, no later than December 31, 2008; and



**BE IT FURTHER RESOLVED** that the Township Council hereby directs the Township Clerk to transmit a signed and sealed copy of the duly adopted Notice of Intent to Petition in accordance with the Highlands Council's Plan Conformance Guidelines to COAH, no later than December 31, 2008; and

**BE IT FURTHER RESOLVED** that the Township of Rockaway intends to submit a petition for substantive certification of a third round Housing Element and Fair Share Plan to COAH not later than December 8, 2009.

**I HEREBY CERTIFY** the foregoing to be a true copy of a Resolution Adopted by the Township of Rockaway, County of Morris and State of New Jersey at a duly convened meeting held on December 2, 2008.

  
\_\_\_\_\_  
Mary Cilurso, RMC/CMC  
Municipal Clerk